

**FINAL  
A G E N D A  
7:00 PM**

CANTON CITY COUNCIL

FEBRUARY 25, 2019

**ROLL CALL:** Eleven Members Present

**MOTION TO EXCUSE MEMBERS:** President Sherer and Member Ferguson Absent

**INVOCATION:** Frank Morris, Ward 9 Council Member

**PLEDGE OF ALLEGIANCE:** President Pro Tem Smith

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#4 - O#5)

**PUBLIC HEARINGS:**

7:00 PM AN ORDINANCE AMENDING CHAPTER 1131, DEFINITIONS, OF TITLE SEVEN, INTERPRETATION OF REGULATIONS AND CHAPTER 1187, SIGNS, OF TITLE TWENTY-ONE, SITE DESIGN REQUIREMENTS OF PART ELEVEN, PLANNING & ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON; PLANNING COMMISSION RECOMMENDS APPROVAL (NO SPEAKERS) **SEE O#25/2019**

**OLD BUSINESS (PUBLIC SPEAKS):** None

**PUBLIC SPEAKS (CITY BUSINESS):** Renee Pilone stated that it's been over a year now since the prohibition on AirBnB's. Because of this legislation, she has lost thousands of dollars of rental income and the City has lost income tax revenue and lodging taxes. She mentioned the many things that bring people to Canton such as the Hall of Fame expansion and the Arts District. However, the prohibition on AirBnB's is hurting businesses and tourism in Canton. Data shows that AirBnB's attract new visitors who stay twice as long as traditional tourists, spend more on local businesses and are more likely to return. She asked that Council re-examine the issue of AirBnB's for the upcoming tourism season.

**INFORMAL RESOLUTIONS:** None

**COMMUNICATIONS:**

56. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF REVITALIZATION ANTICIPATORY NOTE IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$650,000.00 FOR DEMO OF DETERIORATING STRUCTURES AND IMPROVEMENT OF THOSE SITES. - FINANCE COMMITTEE
57. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF ECONOMIC DEVELOPMENT REVENUE BOND ANTICIPATION NOTE IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$4,250,000.00 TO PAY OFF CURRENT ECONOMIC DEVELOPMENT REVENUE BOND ANTICIPATION NOTE. - FINANCE COMMITTEE
58. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF GENERAL OBLIGATION BUILDING IMPROVEMENT BOND ANTICIPATION NOTE IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$3,500,000.00 TO PAY OFF CURRENT GENERAL OBLIGATION BUILDING IMPROVEMENT BOND ANTICIPATION NOTE. - FINANCE COMMITTEE
59. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF GENERAL OBLIGATION JUDGMENT BOND ANTICIPATION NOTE IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$900,000.00 TO PAY OFF CURRENT GENERAL OBLIGATION JUDGMENT BOND ANTICIPATION NOTE. - FINANCE COMMITTEE
60. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTE IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,700,000.00 FOR OPERATION OF HERCULES REDEVELOPMENT PROJECT. - FINANCE COMMITTEE
61. LIQUOR CONTROL DIV (OHIO): REQ NEW D1, D3 PERMIT FOR FACTORY OF TERROR LLC @ 4125 MAHONING RD NE (WARD 6). - RECEIVED & FILED
62. LIQUOR CONTROL DIV (OHIO): REQ TRF FROM R BAR & GRILL LLC, DBA R BAR AND GRILL @ 1117 WERTZ AVE NW & PATIO TO R BAR & GRILL LLC, DBA R BAR AND GRILL @ 918 CHERRY AVE NE (WARD 2). - RECEIVED & FILED
63. PLANNING COMMISSION: AUTHORIZE ZONE CHANGE AT 2707 W TUSC ST, PARCELS #245723, 224730, 215034, 233875 & 229559 FROM B-3 (GENERAL BUSINESS) TO PB-4 (PLANNED SPECIAL BUSINESS) FOR MICHAEL C. RANDAZZO FOR MANNED AUTOMATED CAR WASH FACILITY (WARD 3). - JUDICIARY COMMITTEE **PUB HRG 4/8/19 @ 7:00 PM**
64. PLANNING COMMISSION: AUTHORIZE ZONE CHANGE AT 2725 MARET PL NE, PARCEL #10004524, FROM B-3 (GENERAL BUSINESS) TO PB-4 (PLANNED SPECIAL BUSINESS) FOR J&S PROPERTY ACQUISITIONS LLC FOR CONTINUED MULTI-TENANT RETAIL, RESTAURANT AND INTERIOR CLIMATE CONTROLLED SELF-STORAGE (WARD 6). - JUDICIARY COMMITTEE **PUB HRG 4/8/19 @ 7:01 PM**

**COMMUNICATIONS CONTINUED:**

65. SAFETY DIRECTOR PERRY: REQ APPROVAL OF PROFESSIONAL SERVICE AGMTS AUTHORIZING CITY TO CONTRACT WITH MR. JOHN DODOVICH, ARCHITECT, TO SERVE AS CITY OF CANTON CHIEF BUILDING OFFICIAL AND WITH MR. RITO ALVAREZ TO PROVIDE PLANS EXAMINATION SERVICES. - FINANCE AND PERSONNEL COMMITTEES
66. SAFETY DIRECTOR PERRY: AMEND BARGAINING UNIT CLASSIFICATION PLAN TO INCREASE NUMBER OF EMPLOYEES ALLOWED IN ADMIN CLERK CLASSIFICATION FR (1) TO (2) (NEW HIRE FOR MOWING PROG). - PERSONNEL COMMITTEE
67. SAFETY DIRECTOR PERRY: REQ THAT TRAFFIC ENFORCEMENT POSITIONS BE MOVED FR ENGINEERING DEPT TO POLICE DEPT PER ATTACHED CLASSIFICATION PLAN. - PERSONNEL COMMITTEE
68. SAFETY DIRECTOR PERRY: AUTHORIZE AND DIRECT AUDITOR TO PAY \$5,120.55 MORAL OB TO KEMPTHORN MOTORS, INC. FOR REPAIR OF PATROL CAR #97. - FINANCE COMMITTEE
69. SERVICE DIRECTOR HIGHMAN: RECOMMEND NO SANITATION RATE INCREASE AT THIS TIME (PER CANTON CODIFIED ORD 975.08). - RECEIVED & FILED
70. SERVICE DIRECTOR HIGHMAN: RECOMMEND SEWER RATE INCREASE OF 5.5% (PER CANTON CODIFIED ORD 947.06). - RECEIVED & FILED
71. SERVICE DIRECTOR HIGHMAN SAFETY DIRECTOR PERRY: AMEND CANTON CODIFIED ORD CHAPTER 551 TO ALLOW EITHER SERV DIR OR SAF DIR TO OVERSEE AND ENFORCE ALL APPLICABLE PROVISIONS OF SAID CHAPTER (MOWING PROG RELOCATION TO BLDG/CODE). - JUDICIARY COMMITTEE
72. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROFESSIONAL SERVICES CONTRACT WITH THE THRASHER GROUP FOR DESIGN OF FINAL SITE PLAN FOR CANTON WATER DEPT'S DISTRIBUTION SHOP; REQ \$65,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207059 WATER SHOP IMPROVEMENTS - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
73. SERVICE DIRECTOR HIGHMAN: AMEND ANY AND ALL CANTON CODIFIED ORD RELATED TO ENFORCEMENT AND COLLECTION OF FEES RELATED TO NUISANCES (PRIMARILY MOWING OF HIGH GRASS) TO INCLUDE COLLECTION THROUGH THIRD PARTY FIRM; AMENDS ANY AND ALL CANTON CODIFIED ORD RELATED TO ENFORCEMENT AND COLLECTION OF SEWER FEES TO INCLUDE COLLECTION THROUGH THIRD PARTY FIRM; AMEND ANY AND ALL CANTON CODIFIED ORD RELATED TO ENFORCEMENT AND COLLECTION OF FEES RELATED TO SANITATION TO INCLUDE COLLECTION THROUGH THIRD PARTY FIRM; AMEND ANY AND ALL APPLICABLE SECS OF CANTON CODIFIED ORD TO ALLOW FOR COLLECTION OF ANY FEES, TO INCLUDE BUT NOT LIMITED TO, COURT COSTS, ATTY'S FEES, LITIGATION EXPENSES, ETC ASSOCIATED WITH COLLECTION PROCESS. - JUDICIARY COMMITTEE
74. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR JAN 2019. - RECEIVED & FILED
75. TREASURER PEREZ: RPT OF DEPOSITS AND PAY-INS MADE TO AMBULANCE LOCK BOX FOR JAN 2019. - RECEIVED & FILED
76. TREASURER PEREZ: RPT OF 1/31/19 BANK REC AND OUTSTANDING INVESTMENTS AS OF 1/31/19. - RECEIVED & FILED
77. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS AS OF 1/31/19. - RECEIVED & FILED

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:**

- 1<sup>ST</sup> RDG 1. AUTHORIZE MAYOR OR DEPUTY MAYOR TO CONTINUE CONTRACTUAL AGMT WITH CANTON COMMUNITY IMPROVEMENT CORP TO PROVIDE GRANT IN TOTAL AMT NOT TO EXCEED \$50,000; EMERGENCY  
Referred to Finance and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 2. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH ACLARA TECHNOLOGIES, INC. FOR UPGRADE TO CITY OF CANTON WATER DEPT'S AUTOMATED METER READING SYSTEM IN AMT NOT TO EXCEED \$173,290; EMERGENCY  
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:**

- 1<sup>ST</sup> RDG 3. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY TO RESPOND TO 1207 6<sup>TH</sup> ST SW DEMOLITION; AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS RESULTING FROM RESPONDING TO THIS EMERGENCY SITUATION; EMERGENCY  
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:  
(SUSPENDED RULE 22A TO ADD O#4 - O#5)**

- 2<sup>ND</sup> RDG 4. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ONE-YEAR CONTRACT, WITH OPTION OF THREE (3) ONE-YEAR RENEWALS AT DISCRETION OF CITY, FOR EVALUATION OF WATER DISTRIBUTION VALVES; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 5. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDERS 4 THRU 10 FOR MAHONING RD CORRIDOR PHASE 2, G.P.1103, PID 90365; AMEND APPROP O#276/2018; EMERGENCY (\$278,935.41 SUPP APPROP FR UNAPPROP BAL OF 4566 MAHONING RD CORRIDOR PRJ GP 1103 FUND TO 4566 202079 MAHONING ROAD CORRIDOR PROJECT - OTHER; \$236,121.91 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 202079 MAHONING ROAD CORRIDOR PROJECT - OTHER; \$9,253.02 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER WORKS OPERATING (020) TO 5201 202079 MAHONING ROAD CORRIDOR PROJECT - OTHER) (PPCI & FIN)

**ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE:**

- 25/2019 6. AMEND CHAPTER 1131, DEFINITIONS, OF TITLE SEVEN, INTERPRETATION OF REGULATIONS AND CHAPTER 1187, SIGNS OF TITLE TWENTY-ONE, SITE DESIGN REQUIREMENTS OF PART ELEVEN, PLANNING & ZONING CODE OF CODIFIED ORD OF CITY OF CANTON **PUB HRG 2/25/19 @ 7:00 PM**
- 26/2019 7. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$1,343.50 TO ORIANA HOUSE; EMERGENCY (MUNI CT, GPS & ELECTRONIC MONITORING OF DEFENDANTS)
- 27/2019 8. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (DEPT 20WT, PUBLIC WORKS WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY & TREATMENT DIV, TECH V CLASS, POSITION #469)
- 28/2019 9. AMEND APPROP O#276/2018; EMERGENCY (\$160,000.00 APPROP TRF FR 1001 204010 OTHER BUILDINGS - PERSONNEL TO 1001 204010 OTHER BUILDINGS - OTHER)
- 29/2019 10. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH ARCADIS IN AMT NOT TO EXCEED \$343,300.00; AMEND APPROP O#276/2018; EMERGENCY (\$377,600.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207057 PERRY/TUSCARAWAS/WOODLAWN AREA WATER MAIN REPLACEMENT PROJ PHASE I - OTHER)
- 30/2019 11. AUTHORIZING MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH ARCADIS IN AMT NOT TO EXCEED \$128,700.00; AMEND APPROP O#276/2018; EMERGENCY (\$141,600.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207058 PERRY/TUSCARAWAS/WOODLAWN AREA WATER MAIN REPLACEMENT PROJ PHASE II - OTHER)
- 31/2019 12. AUTHORIZE WATERLINE CONSTRUCTION ALONG US 62 FRONTAGE ROAD; EMERGENCY)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, March 4, 2019 in Council Caucus Room at 6:30 PM**

- 1) Community & Economic Development Committee
- 2) Finance Committee

**MISCELLANEOUS BUSINESS:** Member Morris advised Ms. Pione that he sent an e-mail to the Law Department regarding a conditional use permit to try to resolve the AirBnB situation. In memoriam of former President Allen Schulman, he spoke against the 18 cents per gallon increase proposed by the Governor to purchase more orange barrels for interstate projects. He said it is just another money grab by the Republicans in Columbus. Member Minor Smith congratulated President Pro Tem Smith on her recognition from Massillon and throughout the area for Black History Month as well as everything she has done for the community. President Pro Tem Smith thanked Member Minor Smith for her comments. She also thanked Safety Director Perry for being there, and stated that although she was honored by the Massillon Tigers, she represented the Bulldogs very well.

**QUOTE OF THE WEEK:** *"I love deadlines. I love the whooshing noise they make as they go by."* -Douglas Adams

**ADJOURNMENT:** 7:20 P.M.

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MARCH 4, 2019 @ 7:00 PM**